



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

November 20, 2006

In re Application of:
DARRYL D. AMICK

Serial No. : 10/041,873 Group Art Unit: 1742
Filed : January 7, 2002 Examiner: George P. Wyszomierski
For : TUNGSTEN-CONTAINING ARTICLES AND
METHODS FOR FORMING THE SAME

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO SIXTH OFFICE ACTION AND
SUBMISSION OF TERMINAL DISCLAIMER

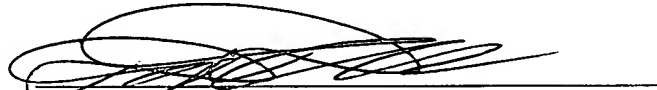
This is a response to the sixth Office action issued in connection with the above-identified patent application. Claims 1-14, 16-17, 20-22, 27-31, 34-39, 41-58 and 63-76 are presently pending. In the sixth Office action, all prior grounds for rejection were withdrawn. However, the presently pending claims were rejected under the judicially created doctrine of obviousness-type double patenting over Applicant's U.S. Patent Nos. 6,823,798 and 7,059,233. Although Applicant respectfully traverses this further rejection of the claims, a Terminal Disclaimer over these commonly owned patents is enclosed with this response and is believed to overcome these remaining rejections of the claims. With the entry of the

Terminal Disclaimer, Applicant submits that all of the issues raised in the Office action have been addressed and overcome.

If there are any remaining issues or if the Examiner has any questions, the Examiner is requested to call Applicant's undersigned attorney in advance of issuing a further, seventh, Office action in this long-pending application. Applicant's undersigned attorney may be reached at the number listed below.

Respectfully submitted,

KOLISCH HARTWELL, P.C.

A handwritten signature in dark ink, appearing to read 'David S. D'Ascenzo', is written over a horizontal line.

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IFW

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/041,873	
	Filing Date	January 7, 2002	
	First Named Inventor	Darryl D. Amick	
	Art Unit	1742	
	Examiner Name	George P. Wyszomierski	
Total Number of Pages in This Submission	5	Attorney Docket Number	MOF 304

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input checked="" type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Kolisch Hartwell, P.C.		
Signature			
Printed name	David S. D'Ascenzo		
Date	November 20, 2006	Reg. No.	39,952

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	David S. D'Ascenzo	Date	November 20, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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